MATTHEW Q. CALLISTER, ESQ. 1 E-Filed 5/22/06 Nevada Bar # 000827 Callister & Reynolds 2 823 Las Vegas Boulevard South 3 Las Vegas, Nevada 89101 Telephone: (702) 385-3343 Facsimile: (702) 382-5774 4 mqc@callister-reynolds.com 5 Attorneys for Project Disbursement Group, Inc. 6 7 UNITED STATES BANKRUPTCY COURT 8 SOUTHERN DISTRICT OF NEVADA 9 10 11 BK-06-10075-lbr In re: Chapter 11 12 USA COMMERCIAL MORTGAGE COMPANY, APPLICATION FOR AN ORDER 13 SHORTENING TIME TO HEAR Debtor. **EMERGENCY MOTION REGARDING** 14 PROJECT DISBURSEMENT GROUP. INC.'S DISBURSEMENT OF INTEREST 15 PAYMENTS TO DEBTOR 16 Date: OST Requested 17 Time: OST Requested 18 Matthew Q. Callister of the Law Firm of Callister & Reynolds, attorney for Project 19 Disbursement Group, Inc. ("PDG"), hereby files this Application For An Order Shortening Time 20 To Hear Emergency Motion Regarding PDG's Disbursements of Interest Payments to Debtor 21 22 (the "Application"), and in support thereof states as follows: 1. An Emergency Motion Regarding PDG's Disbursements of Interest Payments to 23 Debtor (the "Motion") has been filed by PDG. The Motion requests guidance and that the Court 24 enter an order directing PDG to continue making interest payments from the interest reserve 25 portions of certain loans which are serviced by the Debtor (the "Interest Payments"), to retain the 26 funds, directing PDG to make the Interest Payments to some other third party who will hold the 27 Interest Payments until further order by this Court, or file a motion to interplead the funds into 28

this Court's registry.

- 2. PDG and Debtor have entered into a Stipulation and Interim Order in which PDG continues to make the Interest Payments an funds for construction (the "Construction Funds").
- 3. PDG has received numerous requests from various loan investors to cease making the Interest Payments to Debtor because of a fear that Debtor will not pay the investors their share of any Interest Payments made.
- 4. There is a substantial likelihood that PDG will be damaged without an order from this Court directing to whom PDG should disburse the Interest Payments because various loan investors may seek to hold PDG liable for disbursing the Interest Payments to Debtor.
- 5. PDG is requesting that the Motion be heard as soon as possible to prevent any damage to PDG, Debtor, or investors.
- 6. No known party opposes hearing the Motion on a expedited basis on shortened time

DATED this 22nd day of May, 2006.

/s/ Matthew Q. Callister
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